IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLIATION NO.454/2006
IN
CRIMINAL APPLIATION NO.3972/2005
IN
CRIMINAL APPEAL NO.592/2005

Shri. Prakash Parshuram Nadar .... Applicant
V/s.

The State of Maharashtra .... Respondent

None appears for the applicant.
Shri.Y.S. Shinde, APP for the State.

CORAM : V.M. KANADE, J.
DATED : 24/04/2006

P.C.:-

1. Heard the learned APP for the State.

2. This is an application for reduction of bail amount imposed by this court in its order dated 30th August, 2005. This court has directed that the applicant be released on bail in the sum of Rs.25,000/- with one or two sureties to make up that amount.

3. In the present application it is submitted that the applicant comes from a very poor family and

his family members are unable to arrange such a large amount and therefore, the applicant has remained in the jail as he could not arrange the amount and comply with the bail order.

4. Trail court by its order dated 11th April, 2005 convicted the applicant for the offence punishable U/s.259 of IPC and sentenced to suffer R.I. for four years. The applicant has already gone one year in jail after he is convicted. In view of inability expressed by the applicant to furnish the bail amount for Rs.25,000/-, the said amount is liable to be reduced. Order passed by this court dated 30th August, 2005, therefore, is modified and the applicant is released in the sum of Rs.5,000/- with one or two sureties in the like amount. It is clarified that, however, one of the sureties be local surety. Other conditions imposed by this court are not modified. With this modification the criminal application is allowed.

5. The application is accordingly disposed of.

V.M. KANADE J.